

**THE SECOND CHECK HAS BEEN
COMPLETED. NO LATE-FILED
DOCUMENTS WILL BE REVIEWED
PRIOR TO THE HEARING**

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI **RIVERSIDE PG**

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SC SS01886

CASE NAME: MTR OF CHARLES HARBRUCKER

HEARING:
Accounting Review

COUNSEL:
PUBLIC GUARDIAN (CPE)...RALPH K HEKM AN
CHARLES ALLEN HARBRUCKER (CEP)...LAMB MORRIS & LOBELLO

GENERAL INFORMATION:

This case is set for hearing on Accounting Review (4th)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. Not filed.

RECOMMENDATION:

Court must send written notice to conservator and attorney of record directing that the account be filed. Set hearing within 60 days. Any failure to file the account will then constitute contempt and punishable as set forth in PC 2620.2.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI **PUBLIC GUARDIAN**

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SC SS02782

CASE NAME: MTTR OF MARJORIE ALICE ZUBEL

HEARING:
Petition for Appointment of Conservator

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL - SAN BERNARDIN
MARJORIE ALICE ZUBEL (CEP)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Appointment of Conservator, person & estate,
by PG

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. Temporary letters issued on 12-16-04.
2. Need to file original medical capacity declaration. The one filed is faxed copy. If original is filed, the declaration will support the granting of medical and dementia powers.
3. CI report filed. Proposed conservatee has indicated that she objects to the establishment of the conservatorship. Court shall appoint counsel PC 1471
4. Need to appoint counsel also, since dementia powers are being requested.
5. Bond is not required of PG.
6. Requesting power to sell real or personal property. Court can only grant subject to the limitation in PC 2540 that court approval be given prior to the sale of a conservatee's residence. Also wants to deposit up to \$5000 in irrevocable burial trust.

RECOMMENDATION:

Will need to appoint attorney for proposed conservatee.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SC SS02783

CASE NAME: MATTER OF MATTIE E PHILLIPS

HEARING:
Petition for Appointment of Conservator

	COUNSEL:
PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL - SAN BERNARDIN
MATTIE E PHILLIPS	(CEP)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Appointment of Conservator, person & estate, by PG

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued on 12-16-04.
2. Medical declaration filed; it supports the granting of medical powers.
3. Bond is not required.
4. Requesting power to sell real or personal property. Court can only grant subject to the limitation in PC 2540 that court approval be given prior to the sale of a conservatee's residence. Also wants to deposit up to \$5000 in irrevocable burial trust.
5. CI report filed. Proposed conservatee indicates she is objecting to this action. Court shall appoint counsel to represent proposed conservatee. PC 1471.

RECOMMENDATION:

Court shall appoint counsel for proposed conservatee.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SG SS6572

CASE NAME: IN THE MTTR OF RONALD BLACKBURN

HEARING:
Petition for Authority to Consent to Medical Treatment.

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
RONALD BLACKBURN (CEP)...FRANK J PRAINITO

GENERAL INFORMATION:
This case is set for hearing on Petition for Authority to Consent to Medical Treatment
Continued from 12-6-04, Court appointed Attorney Prainito as counsel for conservatee

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED;

1. Petitioner seeks authority to medical treatment relating to dental
 rehabilitation under general anesthesia.

RECOMMENDATION:
Need counsel's report

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SLCSS01683

CASE NAME: MTR OF WANDA STANCH

HEARING:
FIRST AND FINAL Account and Report of PUBLIC GUARDIAN and
Petition for allowance of fees filed.

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
WANDA STANCH (CEP)...HARTNELL HORSPOOL & FOX

GENERAL INFORMATION:
This case is set for hearing on 1st & Final Account
Conservatorship terminated by operation of law.
Period: 8-15-03 to 8-31-04

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. PG and attorney seek fees of \$1 each, waived.

RECOMMENDATION:
RFA. No need to set further dates.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SLCSS01907

CASE NAME: MTR OF JEANNE LAKO

HEARING:
FIRST AND FINAL Account and Report of PUBLIC GUARDIAN and
Petition for allowance of fees filed.

	COUNSEL:
PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL
JEANNE LAKO	(CEP)...HARTNELL HORSPOOL & FOX
TRACY NUNEZ	(CPE)...PRO/PER

GENERAL INFORMATION:
This case is set for hearing on 1st & Final Account
Conservatorship terminated by operation of law.
Period: 7-17-01 to 9-22-04

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. PG and attorney seek fees of \$1, but waived.

RECOMMENDATION:
RFA. No need to set further dates

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SLCSS02093

CASE NAME: MTR OF MARIA E LOPEZ

HEARING:
FIRST AND FINAL Account and Report of PUBLIC GUARDIAN and
Petition for allowance of fees filed.

	COUNSEL:
PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL
MARIA E LOPEZ	(CEP)...HARTNELL HORSPOOL & FOX

GENERAL INFORMATION:
This case is set for hearing on 1st & Final Account
Conservatorship terminated by operation of law.
Period: 7-18-03 to 8-6-04

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. PG and attorney seek fees of \$539 each.

RECOMMENDATION:
RFA. No need to set further dates.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SLCSS02330

CASE NAME: MTR OF CHANDLETTE LANG

HEARING:
FIRST AND FINAL Account and Report of PUBLIC GUARDIAN and
Petition for allowance of fees filed.

COUNSEL:
PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
CHANDLETTE LANG (CEP)...HARTNELL HORSPOOL & FOX

GENERAL INFORMATION:
This case is set for hearing on 1st & Final Account
Conservatorship terminated by operation of law.
Period: 1-24-03 to 8-26-04

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. PG and attorney seek fees of \$54, each.

RECOMMENDATION:
RFA. No need to set further dates.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SLCSS02330

CASE NAME: MTR OF WILLIAM HONTZ

HEARING:

Hearing re: REQ FOR CRT ORDER AUTH SALE OF CONSERVATEE'S RESID

COUNSEL:

PUBLIC GUARDIAN (CPE)...COUNTY COUNSEL
WILLIAM HONTZ (CEP)...FRANK J. PRAINITO

GENERAL INFORMATION: This case is set for hearing on Petition to Authorize Sale of Conservatee's Residence (Pr.C. § 2540)

Continued from 9/27/04, 11/29/04 and January 3, 2005. Court ordered Attorney Frank Prainito appointed as counsel for conservatee. Nothing new filed.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Requesting sale of residence as conservatee's condition prevents him from being able to live in residence. Need more information regarding the condition, as there is no information provided in the petition. Also need to know about other assets that the conservatee may possess and what his expected cost of care will be.
2. Pr.C. § 2540 requires that conservator inform the court whether the conservatee "supports or opposes" the sale. This Petition states "not opposed". Need further explanation. Does this mean supports?
3. Court has discretion to request the court investigator to discuss the proposed sale with the conservatee.

RECOMMENDATION:

Need specific factual information to support the petition. Order not in the pre-approved stack.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SLCSS5512

CASE NAME: IN THE MATTER OF CLAUDIA SANDERS

HEARING:

TWENTIETH Account and Report of PUBLIC GUARDIAN and Petition for allowance of fees filed.

COUNSEL:

PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL
CLAUDIA SANDERS	(CEP)...HARTNELL HORSPOOL & FOX

GENERAL INFORMATION:

This case is set for hearing on 20th Account
Period: 9-12-03 to 10-6-04

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. PG and attorney seek fees of \$131, each.

RECOMMENDATION:

RFA. Set next accounting for 12-26-06.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SLCSS5600

CASE NAME: IN THE MATTER OF DANIEL PORTER

HEARING:

Petition for ORDER THAT CONSERVATOR NEED NOT PRESENT FIFTEENTH ANNUAL ACCOUNT

COUNSEL:

DANIEL PORTER	(CEP)...HARTNELL HORSPOOL & FOX
PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL
JOHN M PORTER	(TP)...LEWIS, BRISBOIS, BISGAARD & SM

GENERAL INFORMATION:

This case is set for hearing on Petition for Order Waiving 15th Account
Period: 9-30-03 to 10-25-04

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. No fees being requested.
2. Declaration satisfies waiver requirement.

RECOMMENDATION:

RFA. Set next accounting for 12-26-06.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SLCSS6453

CASE NAME: MTR OF ROBERT ESTRADA ET AL

HEARING:

NINTH Account and Report of PUBLIC GUARDIAN and Petition for allowance of fees filed.

COUNSEL:

PUBLIC GUARDIAN	(CEP)...COUNTY COUNSEL
ROBERT ESTRADA	(CEP)...HARTNELL HORSPOOL & FOX

GENERAL INFORMATION:

This case is set for hearing on 9th Account
Period: 10-1-03 to 10-29-04

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. PG and attorney seek fees of \$35, each.

RECOMMENDATION:

RFA. Set next accounting for 12-26-06.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:00 DEPT: S5

CASE #: SLCSS9129

CASE NAME: IN THE MATTER OF BETTY SAPP

HEARING:
FIRST AND FINAL Account and Report of PUBLIC GUARDIAN and
Petition for allowance of fees filed.

	COUNSEL:
BETTY SAPP	(CEP)...HARTNELL HORSPPOOL & FOX
MARIA FREEMAN	(CPE)...PRO/PER
PUBLIC GUARDIAN	(CPE)...COUNTY COUNSEL

GENERAL INFORMATION:
This case is set for hearing on 1st & Final Account
Conservatorship terminated by operation of law.
Period: 6-12-01 to 11-17-04

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. PG and attorney seek fees of \$1, waived.

RECOMMENDATION:
RFA. No need to set further dates.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI **GUARDIANSHIP**

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS00376

CASE NAME: IN THE MATTER OF SUMMER AND MARSHALL BORTS

HEARING:
Accounting Review

	COUNSEL:
MARSHALL BORTS	(MIN)...
SUMMER BORTS	(MIN)...
SHAWNA L. BROWN	(GE)...HARTNELL HORSPOOL & FOX

GENERAL INFORMATION:

This case is set for hearing on Accounting Review
Accounting due for period 10/29/03 – 10/28/04

Continued from 12/20/04 at request of counsel for more time to complete accounting.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Accounting still not filed.

RECOMMENDATION:

Failure to file the account within the time extended by the Court shall constitute contempt of the authority of the Court as described in Section 1209 of the Code of Civil Procedure (PC 2620.2(b)).

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS01889

CASE NAME: IN THE MATTER OF BRITTANY MYLENE WALL

HEARING:
Petition for Termination of Guardianship

COUNSEL:
BRITTANY MYLENE WALL (MIN)...
JEANETTE ELLERBE (GP)...PRO/PER
BRUNCIN SAXTON ELLERBE JR. (GP)...PRO/PER
YVONNE M ELLERBE-ELDER (MOT)...PRO/PER

GENERAL INFORMATION:

This case is set for hearing on Petition for Termination of Guardianship, by mother, Guardianship issued to MGM in 1997

Mother claims that she can now take care of minor (11)

Continued from 8/30/04 for Court Investigator's report

Continued from 11-8-04. No appearance.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Need to file proof of mailed service on father and relatives
2. Guardian signed waiver and consent
3. CI report filed. CI has made several attempts to interview mother (Yvonne). On 11/3/04, mother finally contacted the CI. Ci informed mother to make an appearance on 11/8/04 to request a continuance so that a home study could be completed. However, no appearance was made. CI again telephoned and left a message for mother. Mother did not return the investigator's message until 2 weeks later. CI believes mother is not taking matter seriously and thus, recommends the petition to terminate be denied at this time.

RECOMMENDATION:

Deny petition for termination without prejudice.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS02170

CASE NAME: IN THE MATTER OF TAZYAE HILL

HEARING:
OSC re: Status/Dismissal

COUNSEL:
TAZYAE HILL (PLA)...
MARCELLUS HAYNES (GP)...PRO/PER

GENERAL INFORMATION:
This case is set for hearing on OSC Re: Dismissal

This hearing was set as the court was informed by Court Investigator that guardian has moved to Nevada. Minor is 15. Guardianship established in 1998; letters last renewed in 2002.

On 11-22-04, no appearance. Court set OSC re: Dismissal

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

No response by guardian.

RECOMMENDATION:

Vacate letters as the guardian failed to appear in court, returning all parties to their pre-guardianship status. If guardian returns to California, a new petition for guardianship may be instituted.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS02291

CASE NAME: IN THE MATTER OF JAMES A NEWLAND II

HEARING:
Accounting Review

COUNSEL:

JAMES A NEWLAND II	(MIN)...	HARTNELL HORSPOOL & FOX
BOBBY SCOTT	(GP)...	FULLERTON LEMANN SCHAEFER & DO
DEBRA SCOTT	(GP)...	FULLERTON LEMANN SCHAEFER & DO
DIANA DICKEY	(GP)...	LENITA A SKORETZ
LAWRENCE DEAN II	(GE)...	SHERRI L KASTILAHN

GENERAL INFORMATION:

This case is set for hearing on Accounting Review
5th Accounting Due from Lawrence Dean
Continued from 10-25-04 at request of counsel.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. Still not filed.

RECOMMENDATION:

Suspend the guardianship of estate letters and set OSC re: Contempt against Mr. Dean
for failure to file account, per PC 2620.2. Issue citation and have it personally served.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS03324

CASE NAME: MTR OF EDUARDO DIAZ

HEARING:
Hearing Re: Status Conference.

COUNSEL:

JAIME ALCAREZ	(GPE)...	JAMES F LEFEBVRE
ELVIA ALCAREZ	(GPE)...	JAMES F LEFEBVRE
EDURADO DIAZ	(MIN)...	LENITA A SKORETZ
ARACELI ANGON	(SG)...	JOHN E. RITTMAYER
JUAN MANUEL ANGON	(SG)...	JOHN E. RITTMAYER

GENERAL INFORMATION:

This case is set for hearing re: Status Conference

This case was formerly on for hearing on OSC re: Suspension of Guardians & Review
Counsel advised Court that the estate of minor is in Los Angeles County. If there is an
estate in this county, will need to have I & A filed.

Petition for Removal of Guardian of estate filed by minor, Eduardo Diaz (through Attorney Skoretz). Petition sets forth good cause for removal. Minor requests that a private fiduciary be appointed. Procedurally complete.

Continued from 9/20/04 where former guardians (Jamie & Elvia Alcaarez) agreed to step down as guardians of minor's estate and Lawrence Dean appointed temporary conservator of minor's estate. Stipulation to be submitted. Nothing new filed.

**Continued again from 11-8-04 as stipulation was being circulated. Not filed yet.
Continued again from 12-13-04 as stipulation was to be submitted. Still not filed.**

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED;

No procedural issues; court may suspend/remove the powers of Jamie & Elvia Alcaarez

RECOMMENDATION:

Remove Jamie & Elvia Alcaarez as guardians of estate. If one of the issues holding up the stipulation was the appointment of Mr. Dean, court may wish to select another private fiduciary for the role as a temporary measure or set hearing for Public Guardian to become involved.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS03328

CASE NAME: MATTER OF MATTHEW RAMIREZ

HEARING:
Petition for Termination of Guardianship

COUNSEL:

JENNIFER HARRIS	(GP)...PRO/PER
MATTHEW RAMIREZ	(MIN)...
CESAR RAMIREZ	(FAT)...LAW OFFICES OF DAMON E MARTIN
MARITZA SORRENTINO	(PRO/PER)...PRO/PER

GENERAL INFORMATION:

This case is set for hearing on Petition for Termination of Guardianship, by father, minor 5
Continued from 11-22-04. Attorney Heisler representing minor. Continued for CI report.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED;

1. Letters of Guardianship issued 1/2/03 to Jennifer Harris (Ybarra) a non-relative
2. Mother wrote the Court a letter received 11/12/04 alleging that her signature on the "nomination, consent & waiver" to Jennifer Harris is forged.
3. At the time the guardianship was granted to Jennifer Harris, the father's whereabouts were allegedly unknown.
4. Need notice to CI & DCS per Order Prescribing Notice
5. Need CI report.
6. Court should note that mother, Maritza Sorrentino, has filed Petition for Termination of the Guardianship, which is set for 1-18-05.

RECOMMENDATION:

Continue to 1-18-05 to hear both petitions for termination together.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS03536

CASE NAME: MATTER OF JAMEEL JACKSON ET AL

HEARING:
Petition for Appointment of Guardian

COUNSEL:
SHAVONNDA YOUNGBLOOD (GP)...PRO/PER
JAMEEL JACKSON (MIN)...
JAMEELAH JACKSON (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by sister, minors 14 (twins)

First petition for guardianship filed in 2002 and denied by the Court. No indication in minute order as to basis for denial, but the minute order does state that Attorney Garza gave her report. Mother appeared to object.

The petition was re-filed on 10-28-04. Children had been living with petitioner for a month, after they had been living with mother's neighbor for 6 months. Mother evicted. Father now deceased.

Continued from 11-22-04. Attorney Garza appointed for minors, but then relieved. Court continued for receipt of CI report.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued on 10-28-04. Court investigator ordered to do home study and interview.
2. Need to file father's death certificate. Attached to a due diligence declaration is a printout from social security administration stating minors are receiving survivor's benefits due to their father being deceased. Allege that

- payments are under father's social security number. However, no way to verify without a copy of the father's death certificate.
3. Need to file proof of personal service on mother. Filed a due diligence declaration. Neighbor has not seen for in two weeks. Normally sees her sleeping in a car. Other had not seen her recently. Mother's cell phone disconnected for about 6 months. Drove by known hangouts but no success (11/8/04). Mother last called petitioner on 11/7/04 and left a voice message re: sending some money to the minors but did not leave a number to return the call. JTD
 4. Need to file proof of personal service on both minors.
 5. **CI report filed indicating that a report per PC 1513 will not be issued as the Court Investigator has made numerous attempts to interview petitioner, Shavonnda Youngblood, but the CI has been unable to contact her due to unknown whereabouts. CI requests Court to order petitioner to contact CI office and advise them of her current address and telephone number.**
 6. Court to review Confidential Screening Report re: history of injunction.

RECOMMENDATION:

Need to clear notice notes, CI report.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04192

CASE NAME: MTR OF AUSTIN PAUL GUMBERT ET AL

HEARING:

FIRST Account and Report of MONICA S. FITZGERALD and Petition
for allowance of fees filed.

COUNSEL:

MONICA S. FITZGERALD (GPE)...AMY YORK GARRETT
AUSTIN PAUL GUMBERT (MIN)...
ALANI SOA GUMBERT (MIN)...

GENERAL INFORMATION:

This case is set for hearing on 1st Account of Guardian
Letters for person/estate issued 10-14-03
Minors 8 & 3, parents deceased

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. Need to file "Final" I & A. Filed "Partial" on 12-3-04. Accounting indicates that there is an issue pending regarding the possible filing of a wrongful death action. Court may wish to set hearing re: Filing of Final I & A for 6-27-05.
2. Need to file ORIGINAL bank statements, per PC 2620.
3. Requesting that the guardian continue to spend without accounting the \$701 for each child per month.
4. Guardian requesting \$1500 per year, based upon 24 hour care of the minors. JTD.
5. Attorney requesting \$750 for services. Although this appears to be a reasonable request, need to provide itemization of request of hours and rate.
6. As money is in blocked accounts, no bond is required. OK

RECOMMENDATION:

Need to clear notes 2 & 4. Once approved, set hearing for Filing of Final I & A for 6-27-05. Set hearing for 2nd Accounting for 12-26-06.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04327

CASE NAME: MTR OF MANUEL LOPEZ ET AL

HEARING:
Petition for Termination of Guardianship

	COUNSEL:
LISA GONZALES	(GP)...PRO/PER
MANUEL LOPEZ	(MIN)...
TERESA LOPEZ	(MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Termination of Guardianship, by Guardian (Lisa Gonzales), minors 16 & 14
Continued from 11-22-04 for CI report.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Letters of Guardianship were issued to Lisa Gonzales on 4/26/04
2. Guardian alleges that minors ran away from home and she did not know there whereabouts. She filed a missing persons report and a few days after, the minors' father called indicating the children were in his care. Guardian further alleges that both minors want to remain in the father's care.
3. Need proof of personal service on minors
4. Need proof of personal service on mother
5. Need proof of mailed service per Order Prescribing Notice
6. **Need CI report.**

RECOMMENDATION:

Need notice and CI report

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04338

CASE NAME: MTR OF RUBY S. MENENDEZ

HEARING:
Petition for Termination of Guardianship

COUNSEL:

DOLORES TORRES	(GP)...PRO/PER
RUBY S. MENENDEZ	(MIN)...
CARLOS B MENENDEZ	(FAT)...PRO/PER

GENERAL INFORMATION:

This case is set for hearing on Petition for Termination of Guardianship of person, by father, minor 5

Continued from 11-15-04 for CI report. Court allowed for visitation in the guardian's home.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Mother deceased
2. Need CI report.

RECOMMENDATION:

Need CI report.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04350

CASE NAME: MTR OF DIMITRI JAMES JR.

HEARING:
Hearing Re: Status Conference.

COUNSEL:
TRACEY D. BONNER (GP)...PRO/PER
DIMITRI JAMES JR (MIN)...
DONTTEL JAMES (MIN)...

GENERAL INFORMATION: This matter is set for hearing on status. On December 20, 2004, the Petition to Terminate Guardianship of the minors was terminated. The court set this status conference to assure that all of the minors' belongings are returned to mother.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Nothing new filed.

RECOMMENDATION: None.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04519

CASE NAME: MTR OF CALEB RAY ALDRIDGE

HEARING:
Petition for Appointment of Guardian

COUNSEL:
SHIRLEY WALKER ARMSTEAD (GP)...HARTNELL HORSPOOL & FOX
CALEB RAY ALDRIDGE (MIN)...YOLANDA GARZA

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by non-relative, minor 3

**Continued from 7/19/04 (per counsel) and 9/13/04 (petitioner did not appear).
Nothing new filed**

On 11-8-04, court continued again at request of counsel for more time to clear notes. Nothing new filed.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Temporary letters issued on 6-22-04. Mother (Zara Van Kirk) appeared at ex parte. Counsel appointed for minor.
2. Questions raised as to mother's drug use.
3. Father signed nomination but did not sign line for consent. He wrote a note in favor of guardianship.
4. Need to file proof of personal service on mother. As mother has appeared, court could deem it waived.
5. Need to file proof of mailed service on paternal grandmother. **Court should note that attorney has filed Notice of Continuance and still no notice has been given to the grandparents.**
6. Need to file proof of mailed service on maternal grandmother. . **Court should note that attorney has filed Notice of Continuance and still no notice has been given to the grandparents.**

7. Court may wish to require mother to undergo drug testing if she appears at next hearing and continues to object.
8. DCS report positive for guardianship.

RECOMMENDATION:

None

San Bernardino Superior Court

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR
HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04572

CASE NAME: MTR OF LAUREN RAE VARGAS ET AL

HEARING:

Petition for Appointment of Guardian

COUNSEL:

ANNA VARGAS (GP)...PRO/PER
RAYMOND VARGAS (GP)...PRO/PER
LAUREN RAE VARGAS (MIN)...
CHRISTIAN JACOB VARGAS (MIN)...
DEANNA MARIE VARGAS (MIN)...
LYNDA ARRIOLA (MOT)...PRO/PER

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by paternal grandparents, minors 3, 2, & 7months

Continued from 8-30-04 for CI report.

Continued again from 10-18-04. Court informed that there is a related family law matter set to be heard on 2-9-05. Temporary letters to remain in effect. Nothing new filed.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued on 8-3-04.
2. CI report recommends guardianship due to the parents' current inability to care for children.
3. Allegations of drug use by mother and father. If they object, court may wish to start with drug testing.
4. According to the petition, mother had custody of the 3 year old, but petitioners had the 2 younger children. Does petitioner now had all three minors?
5. Father signed nomination, but not waiver and consent. **Need to file notice of personal service on father.**
6. Appears that there is a family court action regarding the minors. Alleged father (Dominic Vargas) filed to establish parental right. What is status? Is custody being sought? Does that action take precedence?

7. Opposition filed by mother. Claims that the petitioners have made untrue statements about her. Would agree to being drug tested and willing to attend parenting classes.

RECOMMENDATION:

Need to clear notice notes and find out status of family law case.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04582

CASE NAME: MTR OF VICTORIA I LOPEZ ET AL

HEARING:
Hearing Re: OSC RE DISMISSAL.

COUNSEL:
CLEMENTINA LOPEZ (GP)...PRO/PER
VICTORIA I LOPEZ (MIN)...
VANESSA A LOPEZ (MIN)...

GENERAL INFORMATION:

This case is set for hearing on OSC re: DISMISSAL of
Petition for Guardianship, person only, by paternal grandmother, minors 1 yr 10mos & 1 yr
1mo; Temporary letters issued 8/9/04
No appearance on 10-25-04. On 11-15-04, petitioner appeared, stated she had made
mistake as to date. Additional time allowed for service on mother and maternal
grandparents.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED;

1. Father was present at 9/7/04 hearing and advises that he does not object to
the guardianship per Minute Order 9/7/04. Father present again on 11-15-
04
2. Due diligence declaration filed as to PGF indicating no information available
through telephone directories. No other information is available for PGF.
JTG

RECOMMENDATION:
Court's discretion

San Bernardino Superior Court

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR
HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04588

CASE NAME: MTR OF JOSE C QUIJADA

HEARING:

Petition for Appointment of Guardian

COUNSEL:

GUILLERMINA ESCOBEDO (GP)...PRO/PER

JOSE C QUIJADA (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, by paternal grandmother, minor
12 on September 12, 2004

Continued from 9/7/04 for CI report (OK)

Continued again from 11-15-04 for petitioner to complete notice requirements

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED:

1. Temporary letters issued on 8-11-04.
2. Father lives in Mexico. Mother homeless, in & out of jail, alleged drug abuse. Grandmother has had minor for 10 years.
3. Need to file proof of mailed service on Court Investigator, maternal grandfather, brother, and paternal grandparents.
4. Court to determine whether personal service on minor is necessary, as he will be 12 in a few days. On his birthday, he would be entitled to personal service.
5. Filed due diligence declaration as to father. Doesn't appear to be any current attempt to locate him, and petitioner repeats information that father is in Mexico and she doesn't know where to locate him. Does she know of any relatives to contact?
6. Filed due diligence declaration as to mother. She looked on streets for her, mother never worked. Does she know of any relatives to contact?
7. CI report favors guardianship.

RECOMMENDATION:

Need Notice compliance and CI report

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04616

CASE NAME: MTR OF MELWIN PAKPAHAN

HEARING:
Hearing Re: Proof Of Deposit Of Funds.

COUNSEL:
DAMARIS P PAKPAHAN (GE)...PRO/PER
MELWIN PAKPAHAN (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Proof of Deposit of Funds to blocked account
At hearing on 9/20/04, Court ordered life insurance proceeds to be placed in a blocked
account at Washington Mutual and not withdrawn without Court order.
No appearance on 11-8-04

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED;

1. Still need receipt from Washington Mutual for blocked account.

RECOMMENDATION:

Suspend powers of guardian of estate, Damaris Pakpahan. Issue citation and have it
personally served. Set OSC re: Sanctions, Removal & Surcharge.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04621

CASE NAME: MTR OF CATHERINE M & DAVID A ALMANZA

HEARING:
Petition for Appointment of Guardian

COUNSEL:

CELIA P ALMANZA (GP)...PRO/PER
CATHERINE M ALMANZA (MIN)...
DAVID A ALMANZA (MIN)...DAVID H HEISLER

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, estate only, by mother, minors 15 and 11; Father recently deceased, and children will inherit a portion of the real property. Continued from 9/27/04 & 10/25/04. At last continuance, petitioner is advised to seek legal counsel re: probating husband's estate and the petition to determine heirship. What is status?
Continued from 11-22-04. Attorney Nelms unable to make it to court and requested continuance.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Temporary letters issued on 9/1/04. No bond, order states that check is to be made payable to the petitioner and Bank of America to be deposited in blocked account. Minors would appear to be the 2/3 owner of the real property worth \$190,000. Court may consider a bond to protect the interests of the minor if power of sale is given to the mother.
2. Oldest minor has signed waiver and consent
3. Court appointed David H. Heisler as counsel for minors

RECOMMENDATION:

If petition is granted, need to set hearing for filing of Inventory and Appraisal for 4/25/05. Set hearing for accounting for 1/30/06. Accounting to be filed 30 days in advance.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04623

CASE NAME: MTTR OF STEPHANIE SAMANTHA YGLESIAS

HEARING:

Hearing Re: Proof Of Deposit Of Funds.

COUNSEL:

CHRISTINA RAMIREZ (GP)...PRO/PER
ROBERT RAYMOND YGLESIAS (GP)...PRO/PER
STEPHANIE SAMANTHA YGLESIAS (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Proof of Deposit of Funds to blocked account
At a hearing on 9/27/04, Court ordered insurance funds to be placed in a blocked account
at Washington Mutual and not withdrawn without Court order.
Continued from 11-8-04. No appearance.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE
NOTED;

1. Still need receipt from Washington Mutual for blocked account

RECOMMENDATION:

Suspend powers of guardian of person Christina Ramirez. Issue citation and have it
personally served. Set OSC re: Sanctions, Removal & Surcharge.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04628

CASE NAME: MTR OF TIEANNA M EPPS

HEARING:
OSC re: Dismissal

COUNSEL:
MICHELLE WARDLAW (GP)...PRO/PER
TIEANNA M EPPS (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by maternal grandmother, minor 4 months
Mother (Breanna) is 15 years old, and if she appears to object, court needs to appoint counsel.

Continued from 10/4/04 at request of petitioner to submit proofs of service
Continued again from 11-8-04. No appearance.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Temporary letters issued on 9-7-04.
2. Still need to file proof of personal service on mother.
3. Still need to file proof of personal service on father.
4. Still need to file proof of mailed service on CI and PGM.

RECOMMENDATION:

Still need notice. If no appearance again, dismiss without prejudice.

San Bernardino Superior Court

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR
HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04652

CASE NAME: MATTER OF SAMONE WILLIAMS ET AL

HEARING:

Petition for Appointment of Guardian

COUNSEL:

DEBORAH D TORRES	(GP)...PRO/PER
SAMONE WILLIAMS	(MIN)...
AMAZING WILLIAMS	(MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by "cousin/aunt", minors 13 & 5

Continued from 10-18-04 at request of DCS.

Continued again on 11-15-04 at request of petitioner to complete notice.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued 9-21-04.
2. Petitioner indicates that mother assaulted oldest child in her presence and that mother has threatened to kill children. Mother taken by police for 5150 hold.
3. Need to file copy of birth certificate for oldest child, as it is alleged that father is unknown.
4. Need to file proof of personal service on mother.
5. Need to file proof of personal service on oldest minor.
6. Need to file proof of personal service on father #2 Stewart. (Will need service on other father if named on birth certificate) Filed due diligence declaration as to Randolph Stewart. Checked directory in Pittsburgh, PA. No listing. Believes he is in jail, per relative. Unable to find information from Pittsburgh Corrections Center as she did not have enough information.
7. DCS report filed recommending guardianship to petitioner.

RECOMMENDATION:

Need notice and clarify petitioner's status (note 2)

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04674

CASE NAME: MTR RE JONZATH M J FAINS

HEARING:

Petition for Appointment of Guardian

COUNSEL:

SUSIE ALDRIDGE-FAINS (GP)...PRO/PER
JONZATH M J FAINS (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by paternal grandmother, minor 4 months; mother Misty Latham objects;

Temporary letters issued 9/30/04

Continued from 10-25-04. Mother appeared at hearing. No indication in file as to whether she is objecting. Hearing continued as CI needed additional time.

Continued from 12-13-04. Mother and father present in court, along with petitioners.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Court to review screening form re: financial history
2. **Court needs to inquire as to status of family law matter re: domestic violence; hearing set for 10/14/04. (Case #SBFSS 382215)**
3. Need to file proof of personal service on mother, Misty Latham. She appeared and therefore notice is deemed made.
4. Father, Quincy A. Fains III, has signed waiver and consent
5. **Need to file proof of mailed service on MGM and PGF**
6. To date, no written objections filed by mother. If mother fails to file timely objections, court may deem the objections or responses waived (CRC 7.801)
7. Need CI report.

RECOMMENDATION:

Need notices and CI report.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR
HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04677

CASE NAME: MTR OF STEPHANIE RENEE PHILLIPS
HEARING:
Petition for Appointment of Guardian

COUNSEL:
JEFFREY MARK PARKER (GP)...PRO/PER
STEPHANIE RENEE PHILLIPS (MIN)...DAVID H HEISLER

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by stepfather, minor 16

On 11-1-04, Court informed that mother is objecting. Court appointed Attorney Heisler for minor. Referred to CI for report.

CI has requested continuance to 2/14/05 to complete investigation and report.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Court to review Screening Form re: protective order against petitioner obtained by mother of minor (petitioner's separated spouse)
2. Court may wish to appoint counsel for minor, as there is an allegation that mother abused minor and that petitioner was violent with mother. **Court appointed Attorney Heisler.**
3. CI should be asked to obtain the CPS records on minor. **Need CI report**
4. Temporary letters issued on 10-6-04. Mother appeared to object.
5. Need to file proof of personal service on father or due diligence declaration.
6. Need to file proof of personal service on minor.
7. Need to file proof of mailed service maternal grandmother or due diligence declaration. Notice was returned to court as insufficient address for maternal grandmother. (Serving party put the court's address as a return address on envelope.)

RECOMMENDATION:

Need to clear notice and get CI report.

Continue matter to 2/14/05 at request of CI.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04692

CASE NAME: MTR RE BALTAZAR LOPEZ JR ET AL

HEARING:
Petition for Appointment of Guardian

COUNSEL:
RUBEN LOPEZ (GP)...PRO/PER
LISA LOPEZ (GP)...PRO/PER
BALTAZAR LOPEZ JR (MIN)...
PEDRO ANGEL LOPEZ (MIN)...
JACQUELINE VIRGINIA LOPEZ (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by half-brother & spouse, minors 16, 14, & 12

Matter on Petition for Temporary Letters continued from 10/18/04 – no appearance by petitioners.

Continued from 11-15-04. Petitioners present, needed to complete service.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Consent and waiver signed by mother and 3 minors
2. Need proof of personal service on father or due diligence declaration. **Filed due diligence declaration. Father not listed. Minors had 3 potential phone numbers for him, but not there. No relatives have seen father for some time. Father's parents have no idea as to location. JTD**

RECOMMENDATION:

After court rules on father's service, procedurally complete

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04696

CASE NAME: MTR OF JESUS ARZATE III

HEARING:
Petition for Appointment of Guardian

	COUNSEL:
MARIA E ARZATE	(GP)...PRO/PER
JESUS M ARZATE	(GP)...PRO/PER
JESUS ARZATE III	(MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by paternal grandparents, minor 5
Continued from 11-15-04 to complete notice.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Temporary letters issued 10/21/04

RECOMMENDATION:

Notice cleared. Procedurally complete.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04698

CASE NAME: MTR OF CHRISTOPHER BRADFORD

HEARING:
Petition for Appointment of Guardian

COUNSEL:

ALICE M BRADFORD (GP)...PRO/PER
ROSS BRADFORD (GP)...PRO/PER
CHRISTOPHER BRADFORD (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by paternal grandparents, minor 13

Continued from 11-15-04. Maternal grandmother (Tommie Mosley) present and objecting. She was ordered to file objections by 12-17-04. **No objections have been filed.**

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Temporary letters issued on 10/19/04
2. Mother has signed waiver and consent
3. Minor has signed waiver and consent
4. Need proof of personal service on father who is incarcerated.
5. Maternal grandmother has failed to file written objections as ordered, so court can deem that failure to be a waiver of objection.
6. **Court Investigator report supports guardianship request.**

RECOMMENDATION:

Need service on father.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04699

CASE NAME: MTR OF SYDNEY LYNN BOWLER

HEARING:
Petition for Appointment of Guardian

COUNSEL:
KATHLEEN MARIE BOWLER (GP)...PRO/PER
ROBERT GLEN (GP)...PRO/PER
SYDNEY LYNN BOWLER (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by maternal grandparents, minor 14

Continued from 11-22-04 for completion of notice

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters denied on 10-25-04 as there was no emergency.
2. Mother had minor at age 15 and maternal grandparents/petitioners have been raising minor as their daughter for the last 14 years.
3. Need to file proof of personal service on minor. If minor is present, notice may be deemed made
4. Filed due diligence declaration as to father. No listings. Does not appear to have been a significant effort, as the father was last seen at time of birth (high school) Court should require further attempt to locate.

RECOMMENDATION:

Need to clear notice.

San Bernardino Superior Court

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR
HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04700

CASE NAME: MTR OF DARLENE & PAULENE CORTEZ

HEARING:

Petition for Appointment of Guardian

COUNSEL:

JOSEPH M MONTOYA (GP)...PRO/PER

DARLENE CORTEZ (MIN)...

PAULENE CORTEZ (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by brother, minors 12 & 10

Continued from 11-15-04. Needed to complete service

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Temporary letters issued 10/21/04
2. Need proof of personal service on oldest minor
3. Due diligence declaration filed as to mother indicating no information available through telephone directories or assistance. No information available through friends or relatives. No longer at last known address and is not registered to vote. Court may wish to inquire whether there are additional ways to locate mother (i.e., Do minors know mother's hangouts?)
4. Father signed waiver and consent.
5. Need proof of mailed service to CI, MGM, PGM, Brother & Sister per Order Prescribing Notice

RECOMMENDATION:

Need notice.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04702

CASE NAME: MTR RE ALEXIS N RAMIREZ

HEARING:
Petition for Appointment of Guardian

COUNSEL:
CHRISTINE VALENCIA (GP)...PRO/PER
EDWARD VALENCIA (GP)...PRO/PER
ALEXIS N RAMIREZ (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by maternal grandparents, minor 14

Continued from 11-22-04 for proper service.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued 10-25-04.
2. Father in jail; mother left minor with friends for 3 weeks and then petitioners were called to pick up child.

RECOMMENDATION:

No procedural issues

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04703

CASE NAME: MATTER OF SHANICE B SCOTT

HEARING:
Petition for Appointment of Guardian

	COUNSEL:
GLORIA J SCOTT	(GP)...PRO/PER
SHANICE B SCOTT	(MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by paternal grandmother, minor 8

Continued from 11-22-04 to complete service. Nothing new filed.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters denied due to no emergency situation.
2. Father has signed waiver and consent.
3. Need to file proof of personal service on mother.
4. Need to file proof of mailed service on CI, MGM Felicia Ayers & MGF Mr. Ayers.

RECOMMENDATION:

Need notice.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04760

CASE NAME: MATTER OF DANIEL M CASTRO

HEARING:

Hearing Re: Petition For Appointment Of Guardian.

COUNSEL:

DANIEL ACOSTA	(GP)...DAVID H HEISLER
DOLORES ACOSTA	(GP)...DAVID H HEISLER
DANIEL M CASTRO	(MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by maternal grandparents, minor 15

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued on 12-1-04. Parents appeared and did not object to the temporary guardianship. They have reasonable visitation.
2. The UCCJEA does not appear to be correct. It asserts that minor has lived with petitioners for last 5 years. Yet declaration regarding facts of situation states that minor lives with mother next door. Please file corrected UCCJEA or verified supplement.
3. Did not complete Box 7b, 7c. Must complete.
4. Need to complete Box 18 regarding relatives.
5. Need to file proof of personal service on mother.
6. Need to file proof of personal service on father.
7. Need to file proof of personal service on minor.
8. Need to file proof of mailed service on CI, PMG. Is there a Paternal Grandfather?

RECOMMENDATION:

Need to clear notes.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04762

CASE NAME: MTR OF SHAMAR K HARRIS ETAL

HEARING:
Petition for Appointment of Guardian

COUNSEL:
PAMELA CLINKSCALE (GP)...PRO/PER
SHAMAR K HARRIS (MIN)...
AJIA J CLINKSCALE (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by maternal grandmother, minors 6 & 1

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued on 12-13-04
2. No father listed on birth certificate for either child.
3. Mother signed waiver and consent.
4. Need to file proof of mailed service on MGF Joseph Richardson or due diligence declaration. **Due diligence declaration filed re: Joseph Richardson. Judge to decide.**

RECOMMENDATION: None.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04763

CASE NAME: MATTER OF REBBEKAH HERNANDEZ

HEARING:
Petition for Appointment of Guardian

COUNSEL:

MONICA HERNANDEZ (GP)...PRO/PER
JUVENTINO HERNANDEZ (GP)...PRO/PER
REBBEKAH HERNANDEZ (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by non-relative, minor 8 months

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued on 12-13-04.
2. Court should inform the petitioners that they are not allowed to move out of the State of California and take the minor -- unless they return to Court and receive approval.
3. Need DCS report.
4. Mother of minor is under 18 years of age. If mother appears to object, court should appoint counsel for mother.
5. Need to file proof of personal service on mother.
6. Filed due diligence declaration as to father which does not state any efforts to locate Chris Betaya. Court should require further efforts prior to dispensing with notice to father.
7. Need to file proof of mailed service on DCS, MGF and MGM. Are the paternal grandparents known? If so, will need to mail serve them, too.

RECOMMENDATION:

Need DCS report and notice.

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR
HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04764
CASE NAME: MTR OF TIMOTHY & LILLIAN METCALF
HEARING:
Petition for Appointment of Guardian

COUNSEL:
JAMES FALICKI (GP)...NICOLE ANDER SON
TIMOTHY METCALF (MIN)...
LILLIAN METCALF (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by maternal grandfather & spouse, minors 6 & 8 months. **Court Investigator requesting continuance to February 14, 2005.**

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued on 12-8-04.
2. On 12-16-04, court advised that minor's father did not submit to drug test as ordered. Father admitted to usage and was advised by counsel not to test. Visitation to be reasonable and arranged between guardian and Linda Lahue. Visitation may include paternal relatives if deemed appropriate by Ms. Lahue. (La Hue is father's aunt.).
3. Referred to CI. Need report. **Court Investigator requesting continuance.**
4. Need personal service on mother. Mother did sign statement in agreement, but there was no waiver of notice. **Mother has filed opposition to guardianship. She asserts that she was under the influence of drugs at the time she signed the consent and did not understand what she was signing. Mother maintains that petitioner (her father) is unfit and abusive. Mother also states that Attorney Anderson, who represents petitioner her, represents mother in her family law case against the minors' father. Mother does not waive conflict and opposes Counsel's involvement in this case.**
5. Need personal service on father. Father has appeared in court twice and court could deem service made. **Father has filed opposition to guardianship. He asserts that he is stable and able to care for his children. He disputes the guardian's allegations against him.**

6. Are there any issues from family law court? Is there still a pending matter? Court to inquire. **See note 4 regarding conflict with Attorney Anderson.**
7. Janice Felicki needs to execute Duties of Guardian form.
8. Need to complete UCCJEA for addresses for last 5 years.

RECOMMENDATION:

Need to clear notes, need CI report. **Continue at request of Court Investigator to February 14, 2005.**

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04765

CONTINUED TO 1/18/05

CASE NAME: MTR OF ALYSON E PORTILLO

HEARING:
Petition for Appointment of Guardian

	COUNSEL:
SHEILA RAMIREZ	(GP)...PRO/PER
DANIEL E RAMIREZ	(GP)...PRO/PER
ALYSON E PORTILLO	(MIN)...
SANDRA STUMPF	(GP)...NICOLE ANDER SON

No file available for review.

San Bernardino Superior Court

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04766

CASE NAME: MTR OF SHONTIQUE BLANCHE ETAL

HEARING:

Petition for Appointment of Guardian

COUNSEL:

IRMA L HORSLEY	(GP)...PRO/PER
SHONTIQUE BLANCHE	(MIN)...
SEAN BLANCHE JR	(MIN)...
SHANTALEE BLANCHE	(MIN)...
JAVONTE THEUS	(MIN)...
DANEISHA HORSLEY	(MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by maternal grandmother, minors 16, 14, 12, 6 & 2.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued on 12-16-04.
2. Mother died on 11-8-04.
3. Father Sean Blanche for the two oldest: Shontique & Sean, Jr. He allegedly lives in Colorado.
4. Father James Theus for the three youngest: Shantalee, Javonte & Daneisha. Father allegedly in prison.
5. Need to file proof of personal service on oldest minors, Shontique, Sean and Shantalee. **Each minor has signed a consent and waiver.**
6. Need to file proof of personal service on Father Theus.

RECOMMENDATION:

Need to clear notice.

San Bernardino Superior Court

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR
HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04767
CASE NAME: MATTER OF ROSE SALAS ET AL

HEARING:
Petition for Appointment of Guardian

COUNSEL:
DELORES P SALAS (GP)...DAVID H HEISLER
ROSE SALAS (MIN)...
WI-YAKA TAO WASTOWIN RICHARDS (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by paternal grandmother, minors 8 & 4

The

1. Temporary letters issued on 12-15-04.
2. Court to review confidential screening form and questionnaire.
3. Court may wish to request that CI obtain CPS records.
4. Order from Oglala Sioux Tribal Court on 8-14-01 granting Solomon Salas (father)'s petition that Rose Peoples (MGM) have custody of the children. The children have been cared for by petitioner Rose Salas (PGM) since July 2003.
5. Allegations of child abuse against father Solomon and his girlfriend, Teresa Hi-Tower.
6. Need to file proof of personal service on mother.
7. Need to file proof of personal service on father.
8. Need to file proof of service on Oglala Sioux Tribal Counsel: Certified mail, return receipt requested. Need to file copy of notice sent to the tribe and copy of all responses from the tribe.
9. Need to file proof of mailed service on CI, MGM. Need additional information regarding MGF and PGF. Need notice to them unless deceased.

RECOMMENDATION:

Need to clear notice

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 9:01 DEPT: S5

CASE #: SG SS04768

CASE NAME: MTR RE ZARIA CINNAMON VINE

HEARING:
Petition for Appointment of Guardian

COUNSEL:
MADALYNE WILSON (GP)...PRO/PER
ZARIA CINNAMON VINE (MIN)...

GENERAL INFORMATION:

This case is set for hearing on Petition for Guardianship, person only, by paternal aunt, minor 5. **Court Investigator requesting continuance to February 21, 2005.**

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Temporary letters issued on 12-16-04. Mother and father appeared. They objected to guardianship. Parents ordered to file written objections by 12-30-04. Matter referred to CI. **Father filed written objections. States that he is in college, works and that he lives with his mother in a stable home with room for the minor. Father further states that petitioner has a criminal record, is violent and unsuitable to be a guardian.**
2. Need CI report. There may be CPS records, too.
3. Court to review Screening Form and Questionnaire re: petitioner. Cletts?
4. Need to file proof of personal service on mother and father. **Father has been personally served. Due diligence declaration filed as to mother.**
5. Need to file proof of mailed service on PGF, PMG.

RECOMMENDATION:

Need notice and CI report. **Continue to February 21, 2005 at the request of the Court Investigator.**

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI **CONSERVATORSHIP**

DATE: 01/10/05 TIME: 10:01 DEPT: S5

CASE #: SC SS01439

CASE NAME: MATTER OF HOSUNG KIM

HEARING:
Petition for ATTORNEY'S FEES

	COUNSEL:
HOSUNG KIM	(CTE)...
THERESA M BOVEE	(SC)...PRO/PER

See next note re: Request for Fees by Attorney Skoretz

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 10:01 DEPT: S5

CASE #: SC SS01439

CASE NAME: MATTER OF HOSUNG KIM

HEARING:

2ND CURRENT Account and Report of THERESA M BOVEE and Petition
for allowance of fees filed.

COUNSEL:

HOSUNG KIM (CTE)...
THERESA M BOVEE (SC)...PRO/PER

GENERAL INFORMATION: Accounting covers period of August 23, 2002 through August 23, 2004.

Continued from 12-3-04 to clear notes and sent notice to VA. Nothing new filed.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERS ARE NOTED:

1. Petitioner requests bond increased from \$35,000 to \$75,000 to cover the balance on hand at end of accounting, plus two years' income.
2. Petitioner indicates that she is a CPA and usually bills her time out at \$50 per hour. In this case, she spent in excess of 87 hours on conservatorship activities and would normally be paid \$4,350. Instead, petitioner seeks \$2,400 which amounts to \$100 per month for the accounting period. At 87 hours, the hourly rate is approximately \$27.50 which is still above the general range of \$10-15 per hour for non-professional conservators engaged in non-professional activities. Amount not itemized. Petitioner indicates she spent 15 hours searching for conservatee's first wife. As discussed in detail in note 4, not sure how this activity benefits conservatee. Depending upon the contents of the supplemental documents, court may need to delete the 15 hours.

3. Petitioner requests the court order her to hire a family law attorney to draw up divorce papers for conservatee and prior wife, Miho Kim. The couple was apparently married over 25 years ago. Conservatee believes he is divorced from Ms. Kim, however no dissolution papers have been found in California. Conservatee has since married another woman with whom he lives at the Good Shepard Manor. According to the petition, the VA refuses to recognize the subsequent marriage until divorce papers are presented. Is the purpose of this request to ensure that Gail Kim will receive VA benefits upon conservatee's death? How does the proof of divorce to the VA benefit the conservatee? Please file verified supplemental.
4. The VA has filed an objection to the accounting indicating that Schedule A does not reflect the sum total of all receipts. The total is reflected on the summary of account. The VA also objects to the number of disbursements that are for gifts for others. This is likewise a concern for the court. Gifts, clothes, food and cigarettes and regularly purchased on behalf of the conservatee's putative wife. Additionally, during the accounting period, disbursements totaling approximately \$1,450 were made for gifts. Additionally, conservatee is apparently paying for restaurant meals for his putative wife and the petitioner:
 - May 16, 2004: Gail birthday meal -- \$140.15
 - February 28, 2004: Conservatee birthday meal -- \$126.27
 - November 14, 2003: Lunch with conservator -- \$45.68
 - October 11, 2003: Lunch with conservator and Gail -- \$92.68

Please file verified supplemental regarding questionable disbursements.

RECOMMENDATION: Continue to clear notes.

Note: Attorney requesting \$2,048.75 in fees. Already received a \$2,000 retainer. Substituted out on June 20, 2003. Conservator objects to the fee request because the retainer agreement indicated that no fees would be charged over \$2,000 without notice to conservator and conservator was never noticed of the \$48.75. Judge to decide.

San Bernardino Superior Court

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR
HONORABLE RETIRED JUDGE FRANK GAFKOWSKI **MISC**

DATE: 01/10/05 TIME: 1:30 DEPT: S5

CASE #: SC SS00280
CASE NAME: IN THE MATTER OF JOSEPH WARREN HOLT

HEARING:
Mandatory Settlement Conference

COUNSEL:
JOSEPH WARREN HOLT (CEP)...SHERRI L KASTILAHN
MARIA K HOFFMAN (CPE)...PRO/PER

GENERAL INFORMATION:

This case is set for hearing on MSC re: 6th Accounting of Conservator and desire of conservatee to have the conservator removed.

Prior notes from the 6th Accounting:

GENERAL INFORMATION:

This case is set for hearing on 6th Account of Conservator, Professional Maria Hoffman Continued from 8-20-04 as Attorney Kastilahn was not notified of her appointment.

Continued from 11-22-04. MSC continued per agreement of parties.

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED:

1. Did not file bank statements, per PC 2620. Must be originals.
2. Conservator requesting fees of \$11,620.05. Already paid \$6000. Allowed to take \$250 per month. Charging blended rate of \$65. Itemized. JTD
3. Attorney seeking fees of \$1877.50. Did not provided itemized details, but broad outline that fees were expended in connection with preparation of accounting, reviewing CI report, communicating with conservator. JTD
4. Wishes to have conservatee receive allowance of \$75 per week.
5. Requesting order to increase bond \$85,000 to total of \$140,000.
6. Objection filed by conservatee through appointed counsel, Attorney Kastilahn.

RECOMMENDATION:

None

San Bernardino Superior Court
CIVCAL4
PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 1:30 DEPT: S5

CASE #: SPRSS01978

CASE NAME: IN THE ESTATE OF MYNNIE P. GOSNEY

HEARING:

Court Trial -- Estimated trial length *** hrs.

COUNSEL:

GALE M GOSNEY	(PET)...	JOHN M RAGER
MINNIE P GOSNEY	(DEC)...	
BILLYE J KISS	(PET)...	PRO/PER
JAMES GOSNEY	(PLA)...	PRO/PER
DEBRA A NEWMAN	(TP)...	PRO/PER
GALE M GOSNEY	(JOHN M RAGER)...JOHN M RA

No file available for review

San Bernardino Superior Court

CIVCAL4

PROBATE/GUARDIANSHIP/CONSERVATORSHIP CALENDAR

HONORABLE RETIRED JUDGE FRANK GAFKOWSKI

DATE: 01/10/05 TIME: 1:30 DEPT: S5

CASE #: SPRSS04546

CASE NAME: ESTATE OF CARMELLA M. MARRAFFA

HEARING:

Hearing Re: Status Conference.

COUNSEL:

ANTHONY J. BARNABA (PET)...HARTNELL HORSPOOL & FOX
CARMELLA M. MARRAFFA (DEC)...
J L MAYS (TP)...RICHARD WILLIAM STRONG

GENERAL INFORMATION:

This case is set for hearing re: Settlement Conference

**Continued from 9/23/04 where no settlement was reached between the parties.
Settlement Briefs filed by both parties for the Court's review.**

This matter was originally on for Petition to Determine Title and to Require Transfer of Real Property to Estate (PC 9860): claims that Mays acquired title through fraud or coercion over the deceased Carmella Marraffa

Petition filed 11/29/01

Opposition filed 12/21/01

Letters of Administration issued 2/13/02 (prior appointment as Special Administrator)

THE FOLLOWING ISSUES AND/OR DEFICIENCIES IN THE PAPERWORK ARE NOTED;

1. Parties had been previously working on settlement of the petition and had planned depositions.
2. Issues re: Administration of Estate
 - a. No I & A filed
 - b. No accounting filed

RECOMMENDATION:

None re: Settlement

Court to set OSC re: filing inventory & appraisal & accounting